

REMARKS

Reconsideration and allowance of this application are respectfully requested in light of the above amendments and the following remarks.

Independent claims 8 and 13 have been amended. Support for the amendments is provided for example in the specification on page 4, lines 17-21, and page 5, lines 19-27.

Claims 8, 9, 11-14, 16, and 17 were rejected, under 35 USC §103(a), as being unpatentable over Sato (US 5,771,467) in view of Parkvall et al. (US 2002/0080719). Claims 10 and 15 were rejected, under 35 USC §103(a), as being unpatentable over Sato (US 5,771,467) in view of Parkvall et al. (US 2002/0080719) and Faerber (US 2003/0031143). To the extent these rejections may be deemed applicable to the amended claims, the Applicants respectfully traverse based on the points set forth below.

Claim 8 now defines a radio receiving apparatus that transmits a suspend signal to a radio transmitting apparatus based on a measured reception quality between the radio transmitting apparatus and the radio receiving apparatus. The Office Action proposes that Sato discloses a receiving apparatus that transmits a suspend signal based on a reception quality (see Office Action section 5, lines 3 and 8-10).

However, Sato discloses, in Fig. 1, a mobile data terminal 10 that communicates with a stationary data terminal (not shown) via a wireless communication medium provided by a mobile terminal station 11 and a base station (not shown). When the measured reception quality of data received by mobile terminal station 11 from the base station becomes excessively poor, mobile terminal 11 instructs its associated data terminal 10 to halt communication (see Sato col. 3, lines 42-53).

Thus, Sato discloses transmitting a suspend signal to its associated data terminal 10 (e.g., telephone/keyboard unit) when the reception quality of data received from a base station becomes poor. Claim 8 recites transmitting a suspend signal to a transmitting apparatus when the reception quality of data received from the transmitting apparatus becomes poor. Thus, claim 8 differs from Sato's disclosure in that the receiving apparatus of claim 8 transmits the suspend signal to the apparatus whose data is poorly received by the receiving apparatus, whereas Sato's receiving apparatus transmits the suspend signal to a different apparatus than that whose data is poorly received by the receiving apparatus.

Sato does not disclose that mobile terminal station 11 measures the reception quality of data communicated to it by data terminal 10. Thus, Sato does not disclose transmitting a suspend signal to a device whose data is poorly received by the receiving apparatus. Parkvall is not cited for supplementing the teachings of Sato in this regard.

Accordingly, the Applicants submit that the teachings of Sato and Parkvall, considered individually or in combination, do not render obvious the subject matter now defined by claim 8. Independent claim 13 now similarly recites the above-mentioned subject matter distinguishing apparatus claim 8 from the applied references, but with respect to a method. Therefore, the rejections applied to claims 10 and 15 are obviated, and allowance of claims 8 and 13 and all claims dependent therefrom is warranted.

In the remarks presented in Applicants' Amendment dated May 21, 2008, Sato's disclosed stationary data terminal (not illustrated) was misidentified using the nomenclature "base station 3, 4." All instances of base station 3, 4 mentioned in the remarks of the previous Amendment

should be interpreted to mean the data terminal connected to Sato's disclosed base station controller (not shown).

In view of the above, it is submitted that this application is in condition for allowance, and a notice to that effect is respectfully solicited.

If any issues remain which may best be resolved through a telephone communication, the examiner is requested to telephone the undersigned at the local Washington, D.C. telephone number listed below.

Respectfully submitted,

/James Edward Ledbetter/

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